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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/809,474	03/26/2004	Hieu A. Lam	248132US6YA	8337
22850	7590	06/28/2006		
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
			EXAMINER	
			ALANKO, ANITA KAREN	
			ART UNIT	PAPER NUMBER
			1765	

DATE MAILED: 06/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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10/809,474

3/26/04

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EXAMINER

Alanko

ART UNIT

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on April 11, 2006 is not fully responsive to the prior Office action because claims 11-20 should either be marked "withdrawn" from consideration or "cancelled."

Applicant is encouraged to amend the independent claims in order to clarify the newly added limitation. What exactly is the intensity ratio? Is the intensity ratio related to the optical signal? Is the optical signal related to the substrate? Is the process a plasma process? Does the determining step determine whether the substrate is correct or incorrect? Please also check that claim 6 further limits the amended base claim.

Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

Anita K Alanko
Primary Examiner
Art Unit: 1765